

REMARKS

Claims 1-3, 7, and 10 are rejected under 35 USC 102(e) as being anticipated by Hashem (US 6, 330, 456). Claims 4-6, 8, 9, and 11 are rejected under 35 USC 102(b) as being anticipated by Knutsson (WO 99/53630). Applicant respectfully responds to this Office Action and traverses all rejections.

35 USC §102(e) rejections

Claims 1-3, 7, and 10 are rejected under 35 USC 102(e) as being anticipated by Hashem (US 6, 330, 456).

Applicant's claims are novel and patentable over Hashem. For example, applicant's claim 1 recites "a first power control instruction received on a common channel." The specification as originally filed describes in paragraphs [1034] to [1038] the operation of power control on a common channel. Furthermore, Figures 5 and 7 show power control bits over a time-multiplexed common channel. In contrast, Hashem has no teaching of a common power control channel as claimed by Applicant. Rather, Hashem teaches how mobile stations respond to power control commands from multiple base stations (please see Hashem col. 1, lines 20-25). Hashem's Figure 2 shows multiple power control commands from multiple base station, but no teaching of power control commands send over a common channel.

All of Applicant's claims have power control instructions sent over a common channel, a channel used by multiple users (please see paragraph [1032]). Because Hashem does not teach this feature, all of Applicant's claims are novel and patentable over Hashem.

35 USC §102(b) rejections

Claims 4-6, 8, 9, and 11 are rejected under 35 USC 102(b) as being anticipated by Knutsson (WO 99/53630).

All of Applicants claims are also patentable over Knuttson for the same reasons given above. Knuttson has no teaching of power control over a common channel. Rather, Knuttson teaches power control for a mobile station in "soft handover" (please see Knuttson page 1, lines 27-30). The power control bits shown in Knuttson FIG 2. are for a downlink data channel

(please see Knuttson page 6, line 3). Power control on a downlink data channel is distinct then power control over a common power control channel.

All of Applicant's claims have power control instructions sent over a common channel. Because Knuttson does not teach this feature, all of Applicant's claims are novel and patentable over Knuttson.

REQUEST FOR ALLOWANCE

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application are earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

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